

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF NORTH CAROLINA
CIVIL ACTION NO. 1:23-CV-270

MACKENZIE ELAINE BROWN

Plaintiffs,

v.

HENDERSON COUNTY
SHERIFF'S OFFICE, et al.

Defendants.

MOTION TO DISMISS

Henderson County Sheriff's Office, Robert Warren, Michael Lindsay, Crystal Landers, Johnny Duncan, Jr., Bradley Reese, and Brittany Maybin, move pursuant to Federal Rule of Civil Procedure 12(b)(6) to dismiss Plaintiff's Complaint for failure to state a claim upon which relief can be granted.

This motion is based upon the accompanying brief and exhibits to the brief.

This 8th day of November, 2023.

s/Sean F. Perrin

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Sheriff's Office, Robert Jordan Warren,
Michael Scott Lindsay, Crystal D. Landers,
Johnny E. Duncan, Jr., Bradley R. Reese, and
Brittany Nicole Maybin*

CERTIFICATE OF SERVICE

I certify that I filed the foregoing via the CM/ ECF system and mailed the foregoing to the following non CM/ ECF user as follows:

Mackenzie Elaine Brown
158 Haven Road
East Flat Rock, NC 28726

Dated: November 8, 2023.

s/Sean F. Perrin